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Attorneys for Defendant

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

TABITHA WINONA FALLSTEAD,)
Plaintiff,)
v.)
MICHAEL J. ASTRUE,)
Commissioner of)
Social Security,)
Defendant.)

CIVIL ACTION NO.: 3:12-CV-00156-CRB

STIPULATION AND PROPOSED ORDER
FOR AN EXTENSION OF TIME

IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of record, that Defendant shall have a first extension of time of 30 days to respond to Plaintiff's Motion for Summary Judgment. The new due date for Defendant's response will be October 18, 2012. Defendant needs the additional time to further review the file and prepare a response in this matter due to a heavy workload despite due diligence.

Counsel for Defendant sincerely apologizes to the Court and to Plaintiff for any inconvenience caused by this delay.

The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

Respectfully submitted,

Dated: September 18, 2012

/s/ Robert Weems

(As authorized via e-mail on 9/18/12 at 11:54 a.m.)

ROBERT WEEMS

Attorney for Plaintiff

Dated: September 18, 2012

MELINDA L. HAAG

United States Attorney

DONNA L. CALVERT

Acting Regional Chief Counsel, Region IX

Social Security Administration

By: /s/ Lynn M. Harada

LYNN M. HARADA

Special Assistant U.S. Attorney

Attorneys for Defendant

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: ___ September 24, 2012 ___

